



State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-1370 FAX (603) 271-1381



November 25, 2002

Mr. Kurt Wakefield
P & H Transportation, Inc.
P.O. Box 458
Haverhill, New Hampshire 03774

CERTIFIED MAIL (7099 3400 0003 0687 2929)
RETURN RECEIPT REQUESTED

NOTICE OF PAST VIOLATION

Dear Mr. Wakefield:

The New Hampshire Department of Environmental Services, Air Resources Division ("DES") is sending this Notice of Past Violation ("NPV") to P & H Transportation, Inc. ("P & H") to address issues of non-compliance with NH Administrative Rules Env-A 100 *et seq.*, NH Rules Governing the Control of Air Pollution.

On August 16, 2002, a representative from DES observed a P & H cargo truck dropping gasoline at Poulsen's General Store ("Poulsen's"), Route 135 in Littleton, NH. The DES representative smelled a strong odor of gasoline in the air, and noticed that the P & H driver had not connected his Stage I vapor recovery system during the fuel drop. The DES inspector approached the driver to determine why the driver had failed to connect the Stage I vapor system. The driver informed the inspector that Poulsen's underground storage tanks did not have Stage I controls, prohibiting him from properly connecting his own Stage I vapor recovery hose. The DES inspector reminded the driver that gasoline deliveries were not to be made to gasoline dispensing facilities unless a CARB-certified stage I system is utilized.

Env-A 1205.14(a) states "No person shall unload gasoline from a cargo truck to a gasoline storage tank at a gasoline dispensing facility unless a CARB-certified Stage I system is utilized".

On August 19, 2002, DES personnel telephoned P & H and spoke with Mr. Gene Pushee regarding the above violation. Mr. Pushee reported that he was aware of the incident, and that P & H had delivered gasoline to Poulsen's even though Poulsen's did not have Stage I vapor controls in place. He indicated that P & H would be installing coaxial drop tubes at Poulsen's to address the Stage I deficiency.

On August 20, 2002, DES personnel inspected Poulsen's and confirmed that coaxial drop tubes had been installed on the underground storage tanks, and that Poulsen's was now in compliance with the rules pertaining to Stage I. Accordingly, no further action related to the above violation is required.

If P & H believes that the alleged violations noted in this NPV have been cited in error, or if you have any questions regarding this matter, please contact Joseph Ritz at the Air Resources Division, Compliance Bureau at (602) 271-1391. A current copy of the Air Resources Division rules can be obtained from the DES website at <http://www.des.state.nh.us/ard/ardrules.htm>, or by contacting the Public Information Center at (603) 271-2975.

Sincerely,

COPY

Pamela G. Monroe
Compliance Bureau Administrator
Air Resources Division

PGM/jwr

cc: R. Scott, NHDES-ARD
G. Rule, NHDES Legal Unit
R. Kurowski, EPA Region I
R. Maccini, Chairman of Selectmen, Town of Haverhill
AFS File #